

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Norfolk Division

GOVERNMENT'S RESPONSE TO DEFENDANT'S
MOTION FOR CONTINUANCE OF TRIAL DATE

The United States of America, by and through undersigned counsel, hereby responds to the defendant's motion to continue the trial date (ECF 50) filed August 2, 2024. The United States has no objection to the motion given that the defendant sought and was granted new court-appointed counsel roughly three weeks prior to trial, which is presently scheduled for August 22, 2024. Importantly, defense counsel already has another trial scheduled on that same date. Further, it is likely that defense counsel needs time to review discovery, meet with the defendant, assess any outstanding plea offers, and possibly prepare for trial. Failing to grant a continuance in this case might reasonably deny the defendant continuity of counsel and concomitantly deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

For these reasons the United States respectfully submits that the ends of justice served by a continuance outweigh the best interest of the public and the defendant in a speedy trial, and therefore does not object to continuing the trial date in this case. If the Court grants the defendant's motion, the United States respectfully requests that the Court enter an Order setting

forth its “ends of justice” findings pursuant to 18 U.S.C. § 3161(h)(7)(A).

Respectfully submitted,

JESSICA D. ABER
UNITED STATES ATTORNEY

By: _____/s/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of August 2024, I electronically filed the foregoing Response to the Defendant’s Motion for Continuance with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to all counsel of record.

_____/s/_____
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